



February 17, 2006

ENGROSSED SENATE BILL No. 18

DIGEST OF SB 18 (Updated February 14, 2006 1:32 pm - DI 77)

Citations Affected: IC 12-24.

Synopsis: Charges at state mental health institutions. Changes the way charges are set at state mental health institutions. Repeals provisions concerning the per capita cost of treatment at state mental health institutions and the per capita cost of outpatient services.

Effective: Upon passage.

Miller, Sipes

(HOUSE SPONSORS — BROWN T, BROWN C)

January 9, 2006, read first time and referred to Committee on Rules and Legislative Procedure.

January 19, 2006, amended; reassigned to Committee on Health and Provider Services.

January 26, 2006, reported favorably — Do Pass.

January 30, 2006, read second time, ordered engrossed. Engrossed.

January 31, 2006, read third time, passed. Yeas 50, nays 0.

HOUSE ACTION

February 7, 2006, read first time and referred to Committee on Public Health.

February 16, 2006, reported — Do Pass.

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ES 18—LS 6078/DI 13+



February 17, 2006

Second Regular Session 114th General Assembly (2006)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2005 Regular Session of the General Assembly.

ENGROSSED SENATE BILL No. 18

A BILL FOR AN ACT to amend the Indiana Code concerning human services.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 12-24-13-4 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 4. (a) Each patient
3 in a state institution and the responsible parties of the patient,
4 individually or collectively, shall pay for the ensuing fiscal year an
5 amount not to exceed the per capita cost at that state institution.
6 **establish a charge structure for institutional services and**
7 **treatment. The charge structure must be approved by the director**
8 **of the division before July 1 of each year and, once approved, the**
9 **charge structure must be effective for the following state fiscal**
10 **year.**

11 (b) Except as provided in section 5 of this chapter, each patient in
12 a state institution and the responsible parties, individually or
13 collectively, are liable for the payment of the ~~cost of charges for the~~
14 treatment and maintenance of the patient.

15 SECTION 2. IC 12-24-13-7 IS AMENDED TO READ AS
16 FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 7. If a patient in a
17 state institution has insurance coverage that covers hospitalization or

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1 medical services in psychiatric hospitals, all benefits under the
 2 insurance coverage ~~in an amount not to exceed the cost of treatment~~
 3 ~~and maintenance of the patient~~, shall be assigned to the appropriate
 4 division.

5 SECTION 3. IC 12-24-13-10 IS AMENDED TO READ AS
 6 FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 10. The appropriate
 7 division shall issue to any party liable under this chapter for any type
 8 of psychiatric service statements of sums due as maintenance charges.
 9 The division shall require the liable party to pay monthly, quarterly, or
 10 otherwise as may be arranged an amount not exceeding the maximum
 11 ~~cost charge~~ as determined under this chapter.

12 SECTION 4. IC 12-24-13-11 IS AMENDED TO READ AS
 13 FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 11. The estate of
 14 a patient who receives care, treatment, maintenance, or any other
 15 service furnished by the division at the state's expense is liable for
 16 payment ~~of the cost of the charges as determined under this chapter~~
 17 ~~for~~ the service. The estate is exempt from the requirements of section
 18 10 of this chapter or any part of this chapter directly in conflict with the
 19 intent of the chapter to hold a patient's estate liable for payment.

20 SECTION 5. IC 12-24-14-2 IS AMENDED TO READ AS
 21 FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 2. The billing and
 22 collection of maintenance ~~expenses~~ **charges** under this article shall be
 23 made by the division or a unit of the division designated by the
 24 director.

25 SECTION 6. THE FOLLOWING ARE REPEALED [EFFECTIVE
 26 UPON PASSAGE]: IC 12-24-13-3; IC 12-24-13-8; IC 12-24-13-9.

27 SECTION 7. **An emergency is declared for this act.**

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SENATE MOTION

Madam President: I move that Senator Garton be removed as author of Senate Bill 18 and that Senator Miller be substituted therefor.

GARTON

COMMITTEE REPORT

Madam President: The Senate Committee on Rules and Legislative Procedure, to which was referred Senate Bill No. 18, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Delete everything after the enacting clause and insert the following:

(SEE TEXT OF BILL)

and when so amended that said bill be reassigned to the Senate Committee on Health and Provider Services.

(Reference is to SB 18 as introduced.)

GARTON, Chairperson

COMMITTEE REPORT

Madam President: The Senate Committee on Health and Provider Services, to which was referred Senate Bill No. 18, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill DO PASS.

(Reference is made to Senate Bill 18 as printed January 20, 2006.)

MILLER, Chairperson

Committee Vote: Yeas 8, Nays 0.

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SENATE MOTION

Madam President: I move that Senator Sipes be added as second author of Engrossed Senate Bill 18.

MILLER

COMMITTEE REPORT

Mr. Speaker: Your Committee on Public Health, to which was referred Senate Bill 18, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

BROWN T, Chair

Committee Vote: yeas 8, nays 0.

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